

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

AMERICAN CIVIL LIBERTIES UNION OF)
MASSACHUSETTS and LAWYERS FOR)
CIVIL RIGHTS,)
Plaintiffs,)
v.) C.A. No. 19-12564-MBB
UNITED STATES DEPARTMENT OF)
HOMELAND SECURITY, IMMIGRATION)
AND CUSTOMS ENFORCEMENT,)
Defendants.)

PLAINTIFFS' SUBMISSION OF PROPOSED ORDER

Having had initial communications with the government about the outcome of yesterday's status conference, Plaintiffs respectfully suggest that a written order memorializing the Court's oral rulings would be of assistance to all the parties.

Plaintiffs have prepared a proposed order memorializing their understanding of the Court's rulings. The proposed order is attached for the Court's consideration as Exhibit A.

Plaintiffs also note that they continue to be puzzled by the Defendants' delay in producing records responsive to WSO subparts 3 and 4, which seek, in summary, records concerning the implementation of the WSO program in Massachusetts and records of communications with Massachusetts officials about the WSO program. According to information provided by Defendants to date, the WSO program has not yet been implemented in Massachusetts.¹

¹ <https://www.ice.dhs.gov/287g#signedMOA>.

Accordingly, it is unclear how the responsive records could be “law enforcement sensitive,” as Defendants contended at the hearing.

Date: July 1, 2020

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing will be filed through the electronic filing system of the Court, which system will serve counsel of record, on July 1, 2020.

/s/ Lauren Godles Milgroom
Lauren Godles Milgroom